

MELINDA HAAG (CABN 132612)
United States Attorney

MIRANDA KANE (CABN 150630)
Chief, Criminal Division

GARY G. FRY (CABN 85582)
Assistant United States Attorney

CAROLYNE ARANGO SANIN (DCBN 499564)
Special Assistant United States Attorney
150 South Almaden Boulevard, Suite 900
San Jose, California 95113
Telephone: (408) 535-5596
Facsimile: (408) 535-5066
carolyne.sanin@usdoj.gov

Attorneys for the United States

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)	No. 10-CR-729 EJD
)	
Plaintiff,)	STIPULATION AND PROPOSED
)	ORDER PERMITTING THE PARTIES TO
v.)	SET A BRIEFING SCHEDULE ON JUNE
)	4, 2012
STEVEN LEE VARGEM,)	
)	
Defendant.)	
)	
)	

The Parties, acting through respective counsel, hereby stipulate, subject to the Court's approval, that the parties be allowed to set a briefing schedule for trial briefs on June 4, 2012. On May 21, 2012, the Court vacated the June 4, 2012 trial date and set a further status hearing for June 4, 2012. The parties agreed to update the Court on June 4, 2012 about whether the parties would be waiving a jury trial and proceeding via a stipulated facts bench trial. In addition, the parties agreed to set a new trial date.

On May 21, 2012, the Court signed an order permitting the parties to file separate trial briefs addressing the stipulated facts, if and when they become finalized. *See* Doc. No. 57. The parties

1 have completed a draft set of stipulated facts for a potential bench trial in this matter. Currently,
2 the criminal chief of the San Francisco US Attorney's Office is reviewing the draft set of facts.

3 However, on May 21, 2012, the Court issued a minute order that indicated that the parties
4 were to file their trial briefs by June 4, 2012. *See* Doc. No. 58. The parties would jointly request
5 permission to set a briefing schedule for trial briefs at the next status hearing set for June 4,
6 2012.

7
8
9 DATED: May 30, 2012

MELINDA HAAG
United States Attorney

10
11 /s/
GARY G. FRY
Assistant United States Attorney

12
13 CAROLYNE A. SANIN
Special Assistant United States Attorney

14 /s/
Don Kilmer
Attorney for Defendant

15
16
17 ~~PROPOSED~~ ORDER

18
19 GOOD CAUSE APPEARING, upon stipulation of the parties, IT IS HEREBY
20 ORDERED that the parties be allowed to set a trial briefing schedule on June 4, 2012.

21
22 IT IS SO ORDERED.

23
24 DATED: 5/31/2012

25 Edward J. Davila
26 EDWARD J. DAVILA
UNITED STATES DISTRICT JUDGE